G. R. S. IX-5]

Previous references.

1892-93.
~~191~~ .
(Courts)

File No. 1

Serial Nos. 1—9

Later references.

GENERAL AND REVENUE SECRETARIAT.

1

Serial Nos. 1—9

Part B for June 1894

SUBJECT.

Payment of rent for the building occupied by the Munsiff's Court at Seringapatam.

W D 88—GPB—50,000—24-7-18

Countermarked
MMH.
Indexed

(6)

1381/227 of 6th July 1889.

In his Memo of Inspection of the Seringapatam Munsiff's Court, the District Judge of Mysore stated that he has directed the Munsiff to submit a plan proposing certain improvements to the Court house.

The District Judge was thereupon directed (on the Registr. Chief Court) to request the Executive Engineer to prepare a plan and estimate for a new Courthouse for the Munsiff (the old one ~~being held~~ belonging to Narasimhaswami temple).

5-3/8 dated 7th Jan 1890

Accordingly the Dt Judge submitted* a plan and estimate received from the Executive Engr. for a new Courthouse with the letters of the Munsiff of Seringapatam stating that the accommodation provided by the Exc Engineer is insufficient, that that spot selected is also not good, and that it would

2

be better to improve the then existing Courthouse. The District Judge further forwarded to the Registrar of the Chief Court Copy of the Munsiff's letter Submitting plan for the alterations proposed by the Dist Judge in his Inspection Notes.

In 1893, the Amirani Superintendent informed the Registrar that the Munsiff's Court was held in a stone building belonging to Narasimhaswami Temple which therefore could not be less than 15 Rs a month — the rent which the building would fetch — and requested that the matter be placed before the Judge for orders. 350 dated 12th January 1893

The Registrar forwarded the letter to the Chief Secretary and was, in reply, requested to report whether the Chief

15776/3797 of 22-3-93

Court had any objection to pay
rent at the rate proposed by the
Inzaraji Superintendent. The
Munsiff of Seringapatam
being consulted on the matter
stated that after making many
alterations and additions to the
ruined Stone building the Govt
occupied it apparently on
the understanding that no
rent was to be paid, that the
building was even in its present
state unsuited for purposes of a
first class Munsiff's Court,
that 15 Rs a month was too much,
that 10 Rs a month was a fair
rent, if rent was to be paid at
all, and that the construction
of a new Court house (which
seemed to have been lost sight of,
though decided so far back as 1887)
was necessary.

The Registrar thereupon wrote
to the Chief Secretary stating
that it was unfair for the
Inzaraji Department to demand
rent when the Govt had spent

a large Sum over the building,
and that 10 Rs may be paid, if
Govt decide upon paying any rent.
The Registrar for the recommended for
Sanction the erection of a new
Cowhouse for the Munsiff.

Yo / 11 of 10th July 1893

The Registrar's letter was
then forwarded with the papers
on the subject to the Munzaf
Supt for remarks and opinion.
The Munz. Supt. States in reply
that there was no understanding
that no rent should be demanded,
(the temple authorities having
never been consulted on the matter
before the ~~temple~~ building
was taken over for Munsiff's
Court.) that the non payment
of rent for the last 10 or 11 years
~~was~~ may be regarded as
ample recompense for any
outlay spent in repairs to it,
that 15 Rs a month was no high
rent as the building was a
large and spacious Stone edifice,
~~and that if the Govt~~ & the
demand for houses at Serungapatam

4886 / J 586 of 16th Sept 1893

5

was now large, and that, if the Government consider 15 Rs as rather high, he has no objection to accept 10 Rs a month subject however to the condition that the temple will not be called upon to execute any repairs in future by reason of its receiving this small rent.

KMr.
3/10/93 Submitted for orders.

A rent of Rs. 15 is not high. But the compromise suggested by the Inspector may be accepted. MRR 4/10/93

2 Drafts according MRR 13/10

1

(General Serial No. 29.)

1892 8023. (1)

26 JAN 93

G 35-66

From The Registrar of the Chief Court, Mysore

To The Secretary to the Dewan of Mysore.

Dated 25 Jany/93

Despatched 26

Received

Enclosures No.

General No. 181 / *No.* 9 } 188 —8 .

Inwards for the orders of Government copy of letter No 350 of the 12th instant from the Asst. of Inspr bringing to notice that the Municipal Court at Seringapatam is being held in a stone building belonging to the Sri Narasimhaswami Temple free of rent, whereby the temple is a loser

Submitted.

MRN 26/1

The Registrar will be requested to report whether the Chief Court have any objection to paying rent at the rate suggested in the Inspr's letter & whether there is any other alternative available for consideration

Dewan

Recd & dispatched 27/1/93

on CS

No 1-1892

No 1

To The Same

No: 15776 & 3797 27/1/3

No. 181/9 In one

Bangalore, 25th January 1893.

(1)

From

The Registrar of the
Chief Court of Mysore.

To,

The Chief Secretary
to the Dewan of Mysore.

Sir,

I am directed to forward for the orders of Government, Copy of letter No. 350 of the 12th Instant from the Superintendent of Mazrai, bringing to notice that the Munsiff's Court at Seringapatam is being held in a Stone building belonging to the Sri Nara-simha Swami Templa, free of rent, whereby the Templa is a loser.

I have the honor to be,
Sir,
Your most Obedient Servant,

Acting Registrar.

MC

3

1/2

GOVERNMENT OF MYSORE

No. 350.

Office of the Superintendent of Muzrai
in Mysore.

Dated Bangalore 12th/14 January 1893.

From

The Superintendent of Muzrai
in Mysore.

To,

The Registrar
Chief Court.

Sir,

I have the honor to bring to your notice that the Munsiff's Court at Srirangapatam is being, for the past many years, held in a Stone building belonging to Sri Narasimhaswami Temple.

2. The Dharmadarsees of the Devasthanams in Srirangapatam as well as the Sub Division Officer, French Rocks, represent that the Temple is a great loser, by the building being used free of rent which taken at the lowest figure may be fixed at Rupees 15 per mensem.

3. I request you will be good enough to place this matter before the Judges for their

their kind consideration and orders -

I have &c

(Signed) A. Sreenivasa Charlu

Muzrai Superintendent.

Copy

Acting Registrar.

Ill.

Ci 15776 / 83797 / 22-3-93

(2)

To,

The Registrar of the
Chief Court of Mysore

Sir,

In reply to your letter No. 181/9 of the 25th January last, forwarding copy of a letter from the Supt of Mysore bringing to notice that the Munsiff's Court at Seringapatam is being held in a Stone building belonging to the Sri Narasimhaswami Temple, free of rents, which is a source of loss to the Temple I am directed to request that you will be so good as to report whether the Chief Court have any objection to paying rent at the rate mentioned in the Mysore Supt's letter, and whether there is any other alternative available for consideration.

I have &c

Chief Secy:

Mysore
21/3

from the Dewan 21/3. G 346/139

(General Serial No. 30.)

189

From

The Chief Secretary
to the Dewan of Mysore.

To

Dated

Despatched

Received

Enclosures No.

General No.
No.

References to be marked.

Mysore Govt. C. Press, Bangalore.—9-1-93.—3,000.

(General Serial No. 29.)

6

1893. 3406
11 JUL 9
6139

From The Registrar of the Chief Court, Mysore

To The Secretary to the Dewan of Mysore.

Dated 10th July/93

Despatched 11 —

Received

Enclosures No one & one file

General No. 76 / No. 11 } 188 —8 .

States that, if Govt. decide that rent should be paid for the building occupied by the Munsiff's Court at Seringapatam, Rs 10 per mensem is a reasonable sum, and recommends for sanction the erection of a new Court House for the Munsiff.

S. Ref. Mem "17.

Submitted 10/12/7

Judl. Br. Mem 13/7.

Subd for orders

15-7-93 & Write draft to Mem vide Judl Sec

No. 76/11 In. one, and one file

7

(3)

Bangalore 10th July 1893

From

The Registrar of the
Chief Court of Mysore.

To

The Chief Secretary to the
Dewan of Mysore.

Sir,

With reference to your No. 15776/C3797 dated 22nd March 1893, requesting to be informed whether the Chief Court has any objection to rent being paid for the building occupied by the Munsiff's Court at Seringapatam, I am directed to state that, as the old useless building has been altered and improved by Government at a considerable cost, and as the Munsiff states (Copy of his letter enclosed), that this was done on the understanding that no rent would be demanded, it is unfair for the Mysore Department now to urge its claim for rent. However, if the Government decide that the rent should be paid, Rs 10 per mensem, I am to say, is a reasonable sum.

2. I am also to recommend for

for sanction the erection of a new Court House for the Munsiff, on an eligible site to be selected in communication with the District Judge, the plan and estimate for which will be submitted on receipt of the orders of Government.

3. The file of papers herewith sent, to be obligingly returned, refers to a similar proposal made by the District Judge of Mysore in 1890.

I have the honor to be,

Sir,

Your most obedient Servant;

M. Mariakasam Rao

Registrar.

No. 1387 dated 6th July 1889 from Asst. Judge Mysore with Enclosure
227
No. 3057 dated 12 July 1889 to Asst. Judge Mysore
241
" 53 dated 4 January 1890 from —do— with Enclosure
8
" 64 dated 8 January 1890 from Asst. Judge with Enclosure
10

RR.

9

Ex. Col (36)

No 47

Seringapatam
Dated 10th June 1893

From

The Munsiff of
Seringapatam

To,

The District Judge
Mysore.

Sir,

In reply to your No 672/68 dated the 11th April last, forwarding a copy of the Muzeroy Superintendents letter to the Registrar of the Chief Court, regarding the rent to be paid for the building belonging to Sri Narasimhaswamis temple used for holding this Court, and calling upon me to submit a report in the matter, I beg respectfully to state as follows:-

The portion of the building occupied by this Court is detached from the temple building by a large compound. Another portion of the building belonging to the same temple, which is likewise detached from the main temple, is used as a Chatram.

2. From information received, I believe that these portions were in ruins and were of very little or no use to the temple, that

in

in 1882 Col: Hay, the then District judge, ordered that the portion in question might be utilized for holding this Court; that after making certain alterations and additions to the old stone building at a large cost from Government, the building was occupied by this court, apparently on the understanding that no rent was payable to the temple by Government; and that since then no rent was claimed or paid.

3. The building is now in its present state unsuited for purposes of a first class Munsiffs' Court as stated in my predecessor's letter No 99/47 dated 10th October 1889 to the District judge. Being a stone building the heat would be unbearable from 12 noon to 4 P.M., and especially during the hot season. The Court room is not spacious enough and it would be impracticable to attach a Pankha for the use of the Court. There is no sufficient accommodation for the establishment. As once pointed out to the District judge Mr Swaminarasa Iyengar, the building leaks much in several places. There is no separate place for suitors, witnesses and others coming to court to sit till their cases are called, except the small trial of the building which is somewhat fitted out as a verandah. This verandah and the establishment room are

very

very close to the court room, and therefore the noise of the place is unavoidable and frequently interrupts the Court

4. The construction of a new Court house at a cost of Rs 3604 was under contemplation sometime ago, but the matter seems to have been lost sight of. As stated by my predecessor in his said letter, the building required for a first class Munsiff's Court should no doubt be of larger dimensions than those indicated in the Executive Engineer's plan and estimate.

5. I have seen the site selected by my predecessor, the late Mr. Narasimhiengar, for the erection of the court house, in his letter No $\frac{151}{62}$ dated the 20th December 1889 to the District judge. I entirely agree with him, that the site selected by the Executive Engineer behind the Sub Registrar's office is quite unsuited for the purpose, and that the site referred to in the first para of that letter is the proper site. The site selected by the Executive Engineer seems to have been since utilized by a private individual.

6. A perusal of the statement submitted by my predecessor with his said letter No $\frac{99}{47}$ of the 10th October 1889, would

give

give an idea of the dimensions of the present building; and should it be decided that rent should be paid by Government for the building till a new Court house is constructed, I think that Rs 15 a month is a large sum to pay, especially when it is borne in mind that the Government have expended much money for the alterations and additions made. To ascertain this cost, I made an attempt, but I could not get accurate information. The Government have maintained the building at their cost since 1882. I think, therefore, that Rs 10 a month is fair rent, if rent is to be paid at all.

7 In conclusion, I take this opportunity to solicit that the Government may be moved through the Chief Court with a view to prompt measures being adopted for the construction of a new Court house, as the Chief Court had decided so far back as 1889, that the construction of a new Court house here was necessary. vide Registrar's letter No 4083/323 of 4th September 1889 to the District judge, Mysore.

I have &c

(Signed) B Sreenivasa Rao
Munsiff.

"Copy"

(Signed) C. Innes
District Judge

Copy

Registrar

13

(General Serial No. 30.)

189 .

From

The Chief Secretary to the Dewan of Mysore.

To

Dated

Despatched

Received

Enclosures No.

General No.

No.

P.T.O.

Recd: 4
Retd: 16/9

To the Surveyor General
The Secretary
Wellington

(4)

Sir:

I am directed to forward for your perusal & retaining a Plan with your remarks & opinion thereon (in original) No 76 of 10th July last from the Resident Magistrate at the Chief Court with enclosures all relating to the Land claimed for the Temple Lodge in which the Masonic Court is held at Levuka Fiji

4886
J 586 encls: two forms
file
d/16-9-93.

I have &c

Secretary
Native Office

(General Serial No. 30.)

1893/94

From The Superintendent of Surveys in Mysore

To

The Chief Secretary to the
Dewan of Mysore.

Dated 24 Sept 1893

Despatched

Received

Enclosures No. 1 pl

General No. 294

No.

Returning correspondence relating to the question of rent claimed on behalf of the Narasimhaswamy temple for the building occupied by the Munsiffs' Court at Seringapatam and forwarding a rent of Rs 15/ per mensem for the building

John K Srinivasaiengar for a precis.

References to be marked. 23/10

Sir,

Sent to

30/9

1/10

Mysore Govt. C. Press, Bangalore.—30-6-92—3000.

16 (5)

No. 294. En file.

Office of the Superintendent of Mysore
in Mysore

Dated Bangalore, 24/26th September 1893

J. Mysore 1893

From

The Superintendent of Mysore,
in Mysore.

To

The Chief Secretary to the Dewan
of Mysore.

Sir,

With reference to your letter No. 4886/J.586 dated the 16th instant forwarding for my remarks the Correspondence relating to the question of rent claimed on behalf of the Narasimhaswamy Temple for the building occupied by the Munsiff's Court at Srirangapatam, I have the honor to observe that the building in question is admittedly the temple property, and it would appear that it was taken possession of under the orders of the

District Judge in Mysore in 1881-82. for being used as a court-house. It is a substantial stone-building and was never in ruins as represented by the Munsiff who has not probably obtained accurate information on the subject. It no doubt has had to undergo some repairs and alterations so as to adapt it to the requirements of a court-house such as the opening of sky lights and removal of cross walls for free circulation of air and admission of light; but there was no understanding as imagined by the Munsiff that no rent would be demanded for the same. The fact is that the temple authorities were never consulted at all about the matter, prior to its being taken over for occupation by the Munsiff's Court.

2. The non-payment of rent for the use and occupation during the last 10 or 11 years may be regarded

as an ample recompense for any outlay which the Judicial Department may have incurred in executing the necessary repairs to the building.

3. The rent of Rs 15/- claimed on behalf of the temple is not very high figure seeing that the edifice is a spacious and substantial stone-building and there is much demand just now for house accommodation at Srirangapalam. If the Government, however, consider the sum as rather high, I have no objection to accept on behalf of the temple, the proposed monthly rental of Rs 10/- subject of course to the condition that the Temple will not be called upon to execute any repairs in future, by reason of its receiving this small rent.

4. The Correspondence received with your letter under

9

reply is herewith returned.

I have the honor to be

Sir,

your most obedient Servant

G Swanston

Murrai Superintendent.

D (1)

No 11199 / J. 904 Dt 13/16/1/94.

To, Ex and a file

The Registrar of the

Chief Court of Mysore.

CC 1-92 Sir,

6

With reference to

your letter No 76/11 dated

10th July 1893, regarding

the payment of rent

claimed on behalf of the

Narasimhaswamy's

temple, for the building

occupied by the Munsiff's Court at Seringa-

patam, I am directed

to forward copy of

letter No 296 dated

24th September 1893,

from the Superintendent

of Museum, and to

state

State that ~~a rental of~~ ~~Rs 15 is not high~~, but the compromise suggested by the Municipal Superintendent, that a monthly rental of Rs. 10 subject to the condition that the Temple will not be called upon to execute any repairs in future, by reason of ~~receiving~~ the Encroachment may be accepted. & Rent for past Months due shall be paid.

2. The file of papers received with your letter under reply is herewith returned

I have &c.

13/1

Chief Secretary.

31/10/93

No 1381 dt 6-7-89 from Judge, Anjore, with its Enclr.

" 3057/241 dt 12-7-89 to Mr Judge, Anjore,

" 53/8 dt 12-7-89 from Mr Judge, Anjore with Enclr.

" 64/10 dt 8-15 January 1890 Do.

No 111994/J.905 dt 13/16-11-94

Copy to Mr Trail

13/1

92
C5
1—12

1893-94 11707.

From The Registrar of the Chief Court of Mysore

To Chief Secretary to the Dewan ~~Secretary to Chief Commissioner~~ of Mysore,

~~Department.~~

Dated 25th January/94

Despatched 29th —

Received

(8)

Enclosures No.

General No. 3495
No. 120 } 18 —8.

Requests that the sanction of Government may be obtained to the rent of the building now used as a Court House at Seringapatam, being paid from the beginning of the offl. year viz 1st July 1894, and that the Govt may be moved to instruct the Chief Engineer to have a plan and Estimate prepared for building a new Court House at Seringapatam.

The rent is payable from 1st July 93 & each of the Controller will debit the charge & Dr Samp in the Pub Budget if there be no Samp in the Jud Dept Budget which the charge may be debited - the question of Constructing a new building will be discussed in the MD

Letter to Mysore Subdt

Mr Dart

Drafted 28/6.

Submitted
KR
2/2/94

Jud
29-1-94

Office
Make an
Chan table of Rs
Rs 3/2

Subd for orders
KR
3/2/94

A Martin
Please send on
M 13/6/94

Attended to
MM
13/6.

N 3495
120

Bangalore 25 January 1894

From

The Registrar of the
Chief Court of Mysore

(8)

To

The Chief Secretary to the
Dewan of Mysore

Sir,

With reference to the decision of Government conveyed in your letter No 1199 J. 904 dated the 13 instant, in regard to payment of a monthly rent of Rs 10, for the building now used as a Court House at Seringapatam, I am directed to request the favor of your obtaining the sanction of Government to the rent being paid from the begining of the official year, namely, 1st July 1894, and to the charge being met out of Savings of Judicial Budget, as no distinct provision was made in the Budget to meet this charge.

2. I am to add that provision will be made in the next years' Budget, but, in the meantime, I request the favor of your moving the Government to instruct the Chief Engineer to have a plan and estimate

prepared

prepared for building a new Court House at Sringa-
-patam on an eligible site to be selected in
communication with the District Judge of
Mysore.

I have the honor to be,
Sir,
your most obedient servant,

C. D'Arcy

Registrar.

M.

85 (9)

Read:-

Section C5
No 1-92
Serial No 8

Letter no: 3495-120 of the 25th January 1894, from the Registrar of the Chief of Mysore, requesting sanction to the rent of Rs 10/- per mensem to be paid for the building belonging to ~~Sri Narasimhaswami~~ Temple at Srirangapatam used as Court house of the Munsiff of that place being paid from the beginning of 1st July 1894 and to the charge being paid out of the savings of Judicial Budget as no provision was made in the Budget to meet this charge

22738-9
J. 712-93

Order no. 22738-9 of 18/6/94
J. 712-93

The rent is payable from 1st July 1893 at least and

16

and the Comptroller will debit the charge to Genl Savings in the Provincial Budget if there be no Savings in the Judicial Department to which the charge may be debited.

2 The question of Construct-ing a new building will be disposed of in the Public Works Dept.

Chiefsley

To Mr Robertson 18/6.
Mr Registrar Office 24th Inst. No. 22738-9
J. F. 12-93.
Comptroller

Copy to Surrogate Court Norfolk No. 22740
in reply
J. F. 12-93.

To Mr Registrar Norfolk with Richard Harris

No. 22741
J. F. 12-93.

Recd. & Noted.

any other savings in the Jud Dept.

Copy of the order has been sent to the Regr. o this may therefore be filed -

Submitted
R 26/6

26/6/94

OFFICE OF THE
18918
26 JUN. 94

(General Serial No. 30). 1729

1893/94

From

The Registrar of the

Chief Court of Mysore.

90

To

The Chief Secretary

to the Dewan of Mysore.

Dated 23d June/94

Despatched 25-

Received

Section C5

No 192

Serial No 9

Enclosures No.

General No. 5689

No. 214

Requests early orders of Govt on the proposal made in this Office No. 3495 of 25th Jany last, that rent for the building now used as a Court House by the Munsiff of Seringapatam may be paid from the beginning of the Official year -

26/6/94

Submitted with File No 12 of 1893-4. R 26-6-94

Orders have been passed directing payt of the rent from 1st July 93. o debiting the amt to "Genl Savings in the Provincial Budget" if it cannot be charged to

Central Jail Press, Bangalore.—25-4-94.—500.

No 5684
2/4

Bangalore 23rd June 1894.

From

(9)

The Registrar of the
Chief Court of Mysore.

To,

The Chief Secretary to the
Dewan of Mysore.

Sir,

I am directed to request the favor of early orders of Government on the proposal made in my No 3495/120 dated 25th January last, that rent for the building now used as a Court House by the Munsiff of Seringapatam, may be paid from the beginning of the Official year.

I have the honor to be,
Sir
Your most Obedient Servant,

S D Saldanha
Registrar

Lb